



FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES

REGULAR MEETING

June 4, 2007

CALL TO ORDER AND ROLL CALL

President Hal Plotkin declared a quorum was present and called the meeting to order at 5:15 p.m. in Room 1405 of Foothill College, 12345 El Monte Road, Los Altos Hills, CA 94022.

Trustees Present:

Hal Plotkin, President
Bruce Swenson, Vice President
Betsy Bechtel
Paul Fong
Laura Casas Frier

for Public Session

Jordan Eldridge, De Anza College Student Trustee
Sarah Snow, Foothill College Student Trustee

CLOSED SESSION

The Board immediately adjourned into closed session with the individuals listed below to discuss:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Subdivision (a) of Section 54956.9)

Name of Case: David Yeh Chow v. Foothill-De Anza Community College District

Executive Administrators Present:

Mike Brandy, retired Vice Chancellor of Business Services
Andy Dunn, incoming Vice Chancellor of Business Services
Jane Enright, Vice Chancellor of Human Resources and Equal Opportunity
Martha Kanter, Chancellor
Marsha Kelly, Director of Risk Management
Brian Murphy, President of De Anza College
Penny Patz, Interim President of Foothill College
Fred Sherman, Vice Chancellor of Technology

Legal Counsel Present:

John Shupe

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Subdivision (a) of Section 54956.9)

Name of Case: Carlos Mujal v. De Anza College

Executive Administrators Present:

Mike Brandy, retired Vice Chancellor of Business Services
Andy Dunn, incoming Vice Chancellor of Business Services
Jane Enright, Vice Chancellor of Human Resources and Equal Opportunity
Martha Kanter, Chancellor

Brian Murphy, President of De Anza College
Penny Patz, Interim President of Foothill College
Fred Sherman, Vice Chancellor of Technology

Legal Counsel Contact:

Carmen Plaza de Jennings

STUDENT DISCIPLINE

Student ID Number: 10690865

CONFERENCE WITH LABOR NEGOTIATOR

District Negotiator: Jane Enright

Employee Organizations: All Represented and Unrepresented Groups

Executive Administrators Present:

Mike Brandy, retired Vice Chancellor of Business Services
Andy Dunn, incoming Vice Chancellor of Business Services
Jane Enright, Vice Chancellor of Human Resources and Equal Opportunity
Martha Kanter, Chancellor
Brian Murphy, President of De Anza College
Penny Patz, Interim President of Foothill College
Fred Sherman, Vice Chancellor of Technology

RE-CONVENE PUBLIC SESSION

President Plotkin re-convened the public session at 6:10 p.m. in Appreciation Hall. He led the Board and those present in the Pledge of Allegiance. The following staff, press, students and members of the public were present:

<i>Staff:</i>	Charles Allen	Robert Griffin	Jon O’Bergh
	Tom Armstrong	Jeanine Hawk	Penny Patz
	Gina Bailey	Art Heinrich	Hector Quinonez
	Becky Bartindale	Ken Horowitz	Shelley Schreiber
	Mike Brandy	Kurt Hueg	Fred Sherman
	Debbie Budd	Pat Hyland	Bernata Slater
	Mia Casey	Rob Johnstone	Marisa Spatafore
	Maureen Chenoweth	Martha Kanter	Paul Starer
	Wayne Chenoweth	Karen Lemes	Annette Stenger
	Jane Enright	Faith Milonas	Greg Stoup
	Christina Espinosa-Pieb	Judy Miner	John Swensson
	Marie Fox Ellison	Brian Murphy	Tonette Torres
	Dave Garrido	Rose Myers	
	Sue Gatlin	Frank Nunez	

Press: None

Students: Robin Claassen

<i>Public:</i>	Andy Dunn	John Sheldon
	Jim Klingensmith	Robert C. Smithwick
	Dikran Samourkashian	Terry Terman

REPORTING OUT FROM CLOSED SESSION

President Plotkin reported that the Board took action in closed session to expel a student.

SWEARING IN OF STUDENT TRUSTEES

Chancellor Martha Kanter administered the oath of office to Foothill Student Trustee Sarah Snow and De Anza Student Trustee Jordan Eldridge. President Plotkin welcomed them and noted they would each be assigned a Board mentor.

Item 1

FOOTHILL STATE OF THE COLLEGE REPORT

Foothill College Interim President Penny Patz presented the annual State of the College Report. She highlighted several accomplishments from the past year, including a 2007 Innovation of the Year award from the League for Innovation in the Community College for the Math My Way program; the launching of the Basic Skills Initiative with a grant from the state Chancellor's Office; and above average ranking on various accountability indicators in the Accountability Report for California Community Colleges. She reviewed changes in enrollment during the past six years, which included increasing ethnic diversity, increasing enrollment among the youngest and oldest age groups, increasing interest in transfer as a goal, and increasing enrollment in online courses.

Trustee Swenson asked about prominent items on the college agenda for the coming year, and Interim President Patz mentioned developing a strategic plan for how to spend one-time funds and ensuring that the educational program remains high quality.

APPROVAL OF MINUTES

M/S/C: Casas Frier/Bechtel
Advisory vote: Eldridge and Snow abstained
Board vote: unanimous
Action: Approved the minutes of the April 30, 2007 and May 7, 2007 meetings

AUDIT & FINANCE COMMITTEE REPORT

Trustee Swenson reported that the Committee was provided reports on Measure E and C projects, the sale of Measure C bonds Series A and B, the Third Quarter Financial Report and the tentative budget, among other items.

FOUNDATION BOARD REPORT

Trustee Fong said that the Foundation reported a \$27 million ending balance and elected a new slate of officers. Trustee Casas Frier reminded the Board about the July 29 Foothill Summer Gala and commended Executive Director Marie Fox Ellison and her staff for their achievements in operating the Foundation.

CORRESPONDENCE

President Plotkin asked if there was any correspondence which should be brought to the Board's attention. There was none.

HEARINGS: ITEMS NOT ON THE AGENDA

Public

Dikran Samourkashian, operator of Le Café at De Anza College, expressed concern about the temporary closure of the café during the Campus Center renovation and urged that the college work with the contractor to keep the café open.

Students

There were no students who wished to address the Board.

Staff

Foothill instructor Ken Horowitz commended Interim President Patz for her leadership, urged the Board to make a strong effort to ensure a minimum number of change orders for Measure C projects, and shared his comments regarding the district attorney's decision not to prosecute anyone for the alleged rape that occurred at an after-game party attended by members of the De Anza baseball team. Foothill staff member Karen Lemes expressed concern that a subcontractor had sprayed an herbicide on campus despite the college's policy not to use herbicides. President Plotkin acknowledged receiving her email message on this issue and said he had forwarded it to college administration.

De Anza President Brian Murphy reported on his trip to Vietnam and China to develop educational relationships with several universities. He also cited the backgrounds of two students who would be transferring from De Anza to four-year institutions as examples of the college's many outstanding transfer students. Foothill Interim President Penny Patz distributed a number of brochures, reminded the Board of the college's Annual Celebration event on June 7, announced that instructor Andy Fraknoi received a National Award for Excellence in Astronomy Teaching, and reported on the successful Senior High School Day event. She also reported that the Valley Transportation Authority (VTA) has proposed eliminating or changing bus routes that would negatively impact Foothill and De Anza students, including the elimination of the route between the two campuses. She announced that a hearing would be held on the proposed changes on June 5 and that the college would provide input.

Chancellor Martha Kanter shared comments she had received about the VTA route changes. She reported that Congressman Mike Honda submitted a funding request to the federal Appropriations Committee for the De Anza Planetarium. She thanked Trustee Fong for attending the Vision New America kick-off luncheon for students. She commended the Foundation, Foothill Commission and Foothill College for organizing this year's Scholarship Ceremony. She said she attended the De Anza Athletic Recognition Ceremony and was impressed to see how De Anza athletes are working proactively to promote the Code of Conduct. Retired Vice Chancellor of Business Services Mike Brandy introduced incoming Vice Chancellor of Business Services Andy Dunn. Executive Director of Facilities, Operations and Construction Management Charles Allen introduced bond program managers Tom Armstrong and Art Heinrich.

Trustees

De Anza Student Trustee Eldridge reported on his attendance at the National Conference on Race and Ethnicity. Trustee Casas Frier reported that she attended the statewide conference of the League of Women Voters. She also expressed support for the way in which the District and De Anza have handled the incident at the after-game party attended by members of the De Anza baseball team. President Plotkin reported that AB 577 was passed by the State Assembly. He also reported that

California's Public Interest Research Group (CalPIRG) is interested in working with Foothill-De Anza on open educational resources research.

APPROVAL OF CONSENT CALENDAR

M/S/C: Fong/Eldridge
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved / Ratified Items 2-19 of the Consent Calendar as follows:

- Item 2** — **Approved** RESOLUTION #2007-11 RECOGNIZING CLASSIFIED STAFF APPRECIATION WEEK
- Item 3** — **Ratified** CONTRACTS AND AGREEMENTS
- Item 4** — **Ratified** B WARRANTS GREATER THAN \$5,000 FOR MARCH AND APRIL 2007
- Item 5** — **Acknowledged as Information** LISTING OF DISTRICT INVESTMENTS AS OF MARCH 31, 2007
- Item 6** — **Approved** SOUTH BAY REGIONAL PUBLIC SAFETY TRAINING CONSORTIUM CONTRACT FOR 2007-08 FOR AN ESTIMATED TOTAL OF \$126,000
- Item 7** — **Approved** CONTRACT RENEWAL WITH TOM GASKINS, LLC IN THE AMOUNT OF \$66,500
- Item 8** — **Approved** CONTRACT RENEWAL WITH STANFORD UNIVERSITY FOR PRIMARY CARE ASSOCIATE PROGRAM
- Item 9** — **Approved** "HOLD OVER" AGREEMENT EXTENDING CURRENT LEASE FOR MIDDLEFIELD CAMPUS
- Item 10** — **Approved** ADVERTISING CONTRACT WITH CBS OUTDOOR IN THE AMOUNT OF \$127,500
- Item 11** — **Approved** RENEWAL OF CONTRACT WITH PLANNED PARENTHOOD MAR MONTE FOR THE AMOUNT NOT TO EXCEED \$175,000
- Item 12** — **Approved** SALE OF MISCELLANEOUS SURPLUS DISTRICT EQUIPMENT
Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the items in accordance with Education Code 81452(a)
- Item 13** — **Approved** SALE OF MISCELLANEOUS SURPLUS DISTRICT ELECTRONIC EQUIPMENT
Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the items in accordance with Education Code 81452(a)
- Item 14** — **Approved** SCHOOL ENTRUSTMENT AGREEMENT FOR HAAS CNC EQUIPMENT
Authorized the Director of Purchasing Services to execute the School Entrustment Agreement and Addendum A

Item 15 — Approved PERSONNEL ACTIONS:

Name: **Debra Blodgett**
Position: Instructor/Program Director of Radiation Therapy
College: Foothill
Division: Biological and Health Sciences
Action: **Resignation**
Effective Date: July 2, 2007

Name: **Gaeir Dietrich**
Position: Instructor
College: De Anza
Division: Special Education
Action: **Temporary contract change from 11 to 12 months**
Effective Date: July 1, 2006 – June 30, 2007

Name: **Tom Dolen**
Position: Librarian
College: De Anza
Division: Library Services
Action: **Temporary contract change from 10 to 11 months**
Effective Date: July 1, 2007 – June 30, 2008

Name: **Alfred Dominguez**
Position: Counselor, EOPS
College: De Anza
Division: Counseling and Matriculation
Action: **Promotion**
Effective Date: September 20, 2007 # of months: 11
Compensation: Column IV, Step B @ \$5,999.42 per month

Name: **Ronald Dunn**
Position: Music Instructor
College: De Anza
Division: Creative Arts
Action: **Partial unpaid leave of absence of .1663**
Effective Date: September 20, 2007 – June 27, 2008

Name: **Owen Flannery**
Position: Women's Soccer Coach/Instructor
College: Foothill
Division: Physical Education & Human Performance
Action: **Employment**
Effective Date: September 20, 2007 # of months: 10
Compensation: Column II, Step E @ \$6,263.93 per month

Name: **Sue Gatlin**
Position: Interim Vice President of Technology and Instruction
College: Foothill
Division: Technology and Instruction/Career and Workforce Education
Action: **One month extension as Interim Vice President**
Effective Date: July 1, 2007 – July 30, 2007

Name: **Howard Irvin Jr.**
Position: Dean, Counseling and Matriculation
College: De Anza
Division: Counseling and Matriculation
Action: **Second one year employment contract**
Effective Date: August 1, 2007 – July 31, 2008 # of months: 12

Name: **Kathleen Moberg**
Position: Dean, Admissions and Records
College: De Anza
Division: Student Services
Action: **Second one year employment contract**
Effective Date: August 21, 2007 – August 20, 2008 # of months: 12

Name: **Alex Swanner**
Position: Librarian
College: De Anza
Division: Library Services
Action: **Temporary contract change from 10 to 11 months**
Effective Date: July 1, 2007 – June 30, 2008

Name: **Denise Swett**
Position: Dean, Middlefield Campus
College: Foothill
Division: President's Office
Action: **Employment**
Effective Date: July 1, 2007 # of months: 12
Compensation: Level J, Step 3 at \$9,322.22 per month

Name: **Jeanne Thomas**
Position: Child Development Instructor
College: Foothill
Division: Business and Social Sciences
Action: **Employment**
Effective Date: September 20, 2007 # of months: 10
Compensation: Column II, Step I @ \$7,321.94 per month

Name: **Sandra Urabe**
Position: Dean, Middlefield and Evening College
College: Foothill
Division: President’s Office
Action: **Amend July 10, 2006 Board action to include service under Chapter XIII**
Effective Date: July 1, 2007

Name: **Christine Vo**
Position: Benefits Manager
College: Central Services
Division: Human Resources and Equal Opportunity
Action: **Promotion**
Effective Date: June 1, 2007
Compensation: Level H, Step 2 @ \$7,334.23

Name: **Debbie Wagner**
Position: Medical Laboratory Technician Instructor/Program Director
College: De Anza
Division: Biological, Health and Environmental Sciences
Action: **Employment**
Effective Date: September 20, 2007 # of months: 10
Compensation: Column I, Step L @ \$7,850.95 per month
Note: Corrects Board action of 5/7/2007

Name: **James Zavagno**
Position: Operations Manager
College: Foothill
Division: Facilities and Operations
Action: **Resignation**
Effective Date: July 3, 2007

Item 16 — **Approved HUMAN RESOURCES REPORT**

Item 17 — **Approved PROFESSIONAL DEVELOPMENT LEAVE REPORTS FOR THE FOLLOWING FACULTY:**
 David Barney, Eugene Rodriguez

Item 18 — **Approved TRAINING/RETRAINING STIPENDS FOR THE FOLLOWING FACULTY:**

Carolyn Brown	Ali Khejjou	Dan Salah
Falk Cammin	Christopher Kwak	Lori Silverman
Hilary Ciment	Kent Manske	Phyllis Spragge
Judy Cuff-Alvarado	Jean Miller	Janet Spygrook
Dolores Davison	Jose Nava	Shawn Townes
Richard Hansen	Keith Pratt	Letty Wong
Suzanne Helfman	Julio Rivera-Montanez	

Item 19 — **Approved ADMINISTRATIVE TRAINING/RETRAINING STIPENDS FOR THE FOLLOWING ADMINISTRATORS:**

Debbie Budd	Letha Jeanpierre	Hector Quinonez
Christina Espinosa-Pieb	Marsha Kelly	Bernata Slater

Item 20

REVISED BOARD POLICY 9125 — REGULAR MEETINGS

Chancellor Kanter presented the revised policy for a first reading, noting that the changes would bring the policy into accordance with practice.

Item 21

REPORT ON SALE OF MEASURE C BONDS

Vice Chancellor Brandy and bond consultant John Sheldon provided a report on the sale of Measure C bonds Series A and B. Mr. Sheldon distributed a “Summary Pricing Information” report and noted that, despite the lawsuit, an excellent interest rate was obtained, resulting in a lower tax rate for the District’s taxpayers. Vice Chancellor Brandy expects that the District will be ready to issue Series C in 18-20 months.

Item 22

APPROVAL OF INCREASE TO STUDENT HEALTH FEE

Responding to questions from Trustee Bechtel, Vice Chancellor Brandy said that the health fee is not charged for short courses, and the law does not allow the fee to be waived if an individual already has health insurance coverage. He explained that the law permits differentiating between full-time and part-time students, but he recommended against doing so because of the difficulty of administering such a system and the impact it would have financially on the level of service that the health offices are able to provide. Trustee Bechtel said that the District should reconsider this issue in the future.

Vice Chancellor Brandy noted that the District is considering revising the policy on fees so that routine increases to fees such as the action being considered occur automatically without needing to go through a lengthy districtwide approval process. Foothill Academic Senate President Paul Starer spoke against such a change and stressed the importance of the Board taking action in a deliberate way on any proposed fee increase. President Plotkin agreed that the Board should take action on proposed increases, adding that the District should consider the possibility of subsidizing some of the cost of health services in the future.

De Anza Student Trustee Eldridge spoke in opposition to the health fee increase, noting that faculty also utilize the health services. Responding to a question from Trustee Casas Frier, Vice Chancellor Brandy estimated that the health fee has increased by one dollar every fifteen months or so during the past six years. It was also clarified that the new fee, if increased, would be \$13 per quarter rather than \$12 as erroneously listed in the public memo. Trustee Casas Frier expressed concern about the impact of an increase on low income students, but noted that \$15 per quarter is a bargain for health care.

M/S/C:	Swenson/Fong
Advisory vote:	1 yes (Snow), 1 no (Eldridge)
Board vote:	unanimous
Action:	Approved a \$1 increase in the Student Health Fee to \$13 per quarter effective for Summer Quarter 2007

Item 23

THIRD QUARTER REPORT 2006-07

Vice Chancellor Brandy presented the Third Quarter Report. He noted that enrollment is flat overall but has grown in particular areas. He noted that medical claims are below projections for the self-insured health plan. He pointed out that the ending balance includes encumbered costs that are earmarked to be spent by the colleges and the District for specific purposes in 2007-08, as well as one-time funding from the state that will be rolled over into 2007-08 for purposes yet to be determined by the colleges. The parking fund continues to be an area of concern since the state has not indexed the parking fee to keep up with inflation over the past two decades. He explained that there was an effort last year to find a sponsor for a bill that would apply the same governmental pricing index as in the case of other fees such as the student health fee, but no legislator was willing to back a fee increase. The bookstores and food services continue to struggle to break even due to the impact of the campus center construction projects and, in the case of textbook sales, increased competition.

Item 24

RESOLUTIONS TO ADOPT BUDGET REVISIONS AND TRANSFERS

Vice Chancellor Brandy noted the inclusion of additional details in the resolutions per the Board's request.

M/S/C:	Bechtel/Swenson
Advisory vote:	2 yes
Board vote:	unanimous
Action:	Approved Resolution #2007-09 (Budget Transfers) and Resolution #2007-10 (Budget Revisions)

Item 25

TENTATIVE BUDGET SUMMARY

Vice Chancellor Brandy explained that, given a state-proposed 4.53% COLA and neither projected enrollment growth nor additional equalization funding, the 2007-08 budget is essentially a "status quo" budget. He reviewed enrollment and productivity figures, mentioning that the colleges expect to be able to meet productivity targets this year. Among projected expenses, the cost of medical benefits for retirees is expected to increase by 16% (\$1.9 million), and increased utility costs have been budgeted for the new buildings. Since the 2007-08 budget appears to be structurally balanced, Vice Chancellor Brandy recommended that the District retain one-time savings from prior years in the Internal Service Fund rather than transfer a portion of these funds to offset increases in the Kaiser and self-insured health plans. He also pointed out the planned \$1 million transfer toward the unfunded retiree medical benefits liability. Trustee Casas Frier asked about health care bills currently under consideration by the legislature. Vice Chancellor Brandy said he did not expect those bills to directly affect the District's health care costs since those bills only address uninsured and underinsured populations.

Item 26

MEASURE E CONSENT CALENDAR

M/S/C: Fong/Bechtel
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved / Ratified the Measure E Consent Calendar, A-F as follows:

- A.** *Title:* Addendum #D24
Vendor: Cleary Consultants, Inc.
Agreement Date: June 4, 2007
Campus: De Anza College
Project No.: 209
Project Name: Visual & Performing Arts center
Amount: \$17,200
For: Provide soils engineering observation and testing services during construction
Action: Ratification
- B.** *Title:* Change Order #11
Vendor: Coast Side Associates
Agreement Date: March 22, 2006
Campus: De Anza College
Project No.: 226
Project Name: Planetarium Renovation
Amount: \$6,000
For: Material costs for lighting dimming panel; the total change orders to date represent 11.56% against the original contract amount
Action: Ratification
- C.** *Title:* F-50 Revision #1 to PO #M555765
Vendor: Cleary Consultants, Inc.
Agreement Date: February 18, 2005
Campus: Foothill College
Project No.: 152
Project Name: Lower Campus Complex
Amount: \$38,400
For: Additional soil engineering observation and testing monitor service
Action: Ratification

- D.** *Title:* Change Order #51
Vendor: S. J. Amoroso Construction Co., Inc.
Agreement Date: February 24, 2005
Campus: Foothill College
Project No.: 152
Project Name: Lower Campus Complex
Amount: \$173,407
For: Miscellaneous architectural, electrical, plumbing, site, and landscaping changes; this change order plus all previous change orders represent 6.34% above the base contract amount
Action: Ratification
- E.** *Title:* Change Order #21
Vendor: West Bay Builders
Agreement Date: January 18, 2005
Campus: Foothill College
Project No.: 153
Project Name: Campus Center
Amount: \$115,973
For: Add additional louvers at the rooftop for exhaust air flow, add underground conduit at the plaza for future audio use, add VFD to air handler 4 to provide lower speed operations for energy saving, modifications to roof and gutter framing and other miscellaneous framing and mechanical changes; this change order plus all previous change orders represent 5.64% above the base contract amount
Action: Ratification
- F.** *Title:* Change Order #12
Vendor: Hagensen Pacific Construction, Inc.
Agreement Date: September 21, 2006
Campus: De Anza College
Project No.: 213
Project Name: Campus Center Renovation
Amount: \$61,435
For: Miscellaneous construction changes including dining room light fixtures, projection screens, lobby and servery floor re-surfacing, soda machine lines, servery ceiling soffits, and El Clemente room windows; the total change orders to date represent 9.74% against the original contract amount
Action: Ratification

Item 27

AWARD OF CONTRACT PURSUANT TO BID #1092-209 — VISUAL AND PERFORMING ARTS CENTER, DE ANZA

Item 28

STANDARD FORM OF AGREEMENT FOR PROFESSIONAL SERVICES WITH CONSOLIDATED ENGINEERING LABORATORIES, INC. — PROJECT #209, VISUAL AND PERFORMING ARTS CENTER, DE ANZA

Item 29

AGREEMENT WITH PARSONS BRINKERHOFF CONSTRUCTION SERVICES — PROJECT #209, VISUAL AND PERFORMING ARTS CENTER, DE ANZA

Item 30

AGREEMENT WITH QUALI-CON ENTERPRISES, INC. FOR CONSTRUCTION INSPECTION SERVICES — VISUAL AND PERFORMING ARTS CENTER, DE ANZA, AND OTHER ASSIGNED PROJECTS

Item 31

CHANGE ORDER #52 TO AGREEMENT WITH S.J. AMOROSO CONSTRUCTION COMPANY, INC. — LOWER CAMPUS COMPLEX, FOOTHILL

Item 32

ADDENDUM #9 FOR RENEWAL OF MEASURE E PROGRAM MANAGEMENT SERVICES WITH GILBANE BUILDING COMPANY

Item 33

CONTRACT WITH CODY ANDERSON WASNEY ARCHITECTS FOR ARCHITECTURAL SERVICES — DISTRICT OFFICE RENOVATIONS/NEW DISTRICT OFFICE AND DATA CENTER FACILITIES

Responding to a question from Trustee Swenson, Executive Director Allen pointed out that the low bid for Bid #1092-209 came in just \$1,000 over the construction budget. Trustee Bechtel asked if the District was pleased with the performance of the S.J. Amoroso Construction Company despite the number of change orders, and Mr. Allen responded affirmatively. Trustee Plotkin pointed out that Items 27-33 were straightforward and, unless there were any questions, he would accept a motion to approve them as a group. There were no further questions.

M/S/C: Casas Frier/Eldridge

Advisory vote: 2 yes

Board vote: unanimous

Action: Approved Items 27-33 as follows:

- Item 27 Bid #1092-209 — S.J. Amoroso Construction Company**
Authorized the District Purchasing Director to award a contract not to exceed the amount of \$14,147,000 to the lowest responsible bidder, S.J. Amoroso Construction Company, for Project #209, De Anza Visual and Performing Arts Center, contingent upon bid award approval by the state
- Item 28 Agreement with Consolidated Engineering Labs**
Approved the agreement with Consolidated Engineering Labs, Inc. in the amount not to exceed \$66,726 including reimbursable expenses for Project #209, De Anza Visual and Performing Arts Center
- Item 29 Agreement with Parsons Brinkerhoff Construction**
Approved the agreement with Parsons Brinkerhoff Construction Services in the amount not to exceed \$47,991 including reimbursable expenses for Project #209, De Anza Visual and Performing Arts Center
- Item 30 Agreement with Quali-Con Enterprises**
Approved the agreement with Quali-Con Enterprises, Inc. in the amount not to exceed \$240,000 for Project #209, De Anza Visual and Performing Arts Center, and other assigned projects

- Item 31 Change Order #52 – S.J. Amoroso Construction Company**
Approved Change Order #52 to the agreement with S.J. Amoroso Construction Company, Inc. in the amount of \$79,462 for the Foothill Lower Campus Complex Project
- Item 32 Addendum #9 — Gilbane Building Company**
Approved Addendum #9 to the agreement with Gilbane Building Company in the amount not to exceed \$1,319,253 for Measure E program management services
- Item 33 Contract with Cody Anderson Wasney Architects**
Approved the contract with Cody Anderson Wasney Architects in the amount of \$553,017 for District Office Renovations/New District Office and Data Center Facilities

Item 34

MEASURE C CONSENT CALENDAR

M/S/C: Swenson/Fong
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved / Ratified the Measure C Consent Calendar, A-C as follows:

- A.** *Title:* Standard Form of Agreement
Vendor: Consolidated Engineering Laboratories
Agreement Date: April 17, 2007
Campus: Foothill College
Project No.: 766-117
Project Name: Footbridge Repair and Roof Replacement
Amount: \$5,372 Not to Exceed
For: Special testing and inspection services
Action: Ratification

- B.** *Title:* Change Order #1
Vendor: John Plane Construction
Agreement Date: December 16, 2006
Campus: De Anza College
Project No.: 766-271
Project Name: Forum Modernization
Amount: \$11,509
For: Mechanical AHU coils; new replacement valves; HVAC access doors, base molding product upgrade; concrete demolition, and HAZMAT abatement; the total Change Orders to date represent 0.005% against the original contract amount
Action: Ratification

- C.** *Title:* Measure C Budget Transfer #02
Campus: De Anza and Foothill Colleges
For: This budget transfer moves 5% of the project budgets into a new program contingency account for each campus and the District
Action: Ratification

Item 35

AUTHORIZATION TO PURCHASE PATIENT SIMULATORS, ACCESSORIES, AND TRAINING PURSUANT TO BID #1099

M/S/C: Bechtel/Fong
Advisory vote: 2 yes
Board vote: unanimous
Action: Authorized the District Purchasing Director to issue purchase orders to Laerdal Medical Corporation in the amount of \$180,175.59 in accordance with Bid #1099

DATES TO REMEMBER

June 18, 2007 — Regular Meeting
July 9, 2007 — Study Session and Regular Meeting

De Anza President Murphy introduced recently elected DASB president Robin Claassen and other newly elected members of DASB for 2007-08.

ADJOURNMENT

President Plotkin adjourned the meeting at 8:05 p.m.

jco
Approved: 6/18/07

Martha J. Kanter, Chancellor
Secretary, Board of Trustees